

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

KELVIN PEACOCK, :  
Plaintiff, :  
vs. : CIVIL ACTION 04-00673-WS-B  
TRACEY L. HAWSEY, et al, :  
Defendants. :  
  
ORDER

After due and proper consideration of all portions of this file deemed relevant to the issue raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is **ADOPTED** as the opinion of this court. It is **ORDERED** that this action be and is hereby **DISMISSED** without prejudice for failure to prosecute and to obey the Court's order.

**DONE** this 10<sup>th</sup> day of November, 2005.

S/WILLIAM H. STEELE  
UNITED STATES DISTRICT JUDGE